

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

MARIO GUZZO,	:	Civil No. 1:19-cv-1608
	:	
Plaintiff,	:	
	:	
v.	:	
	:	
ALLEN DISTRIBUTION,	:	
	:	
Defendant.	:	Judge Sylvia H. Rambo

ORDER

Before the court is Defendant's Motion to Dismiss Count IV of the Amended Complaint filed by Defendant Allen Distribution ("Defendant"). (Doc. 10.) For the reasons outlined in the accompanying memorandum, the motion is hereby **GRANTED**. Count IV of Plaintiff's complaint is hereby **DISMISSED, WITHOUT PREJUDICE**. Plaintiff is **GRANTED** 21 days leave to file an amended complaint restating Count IV with additional facts, if he has a good-faith basis for doing so.

/s/ Sylvia H. Rambo
SYLVIA H. RAMBO
United States District Judge

Dated: August 13, 2020